Green Lake Township Regular Board Meeting

September 11, 2017

**Called to order**: Called to order at 6:00 p.m. by Supervisor Radtke.

**Roll call**: Biondo, West, Kramer, Schroeter, McDonald, Radtke present.

Bieganowski excused. Township Attorney R. Edward Kuhn present.

**Pledge**:

**Approval of agenda**: Moved McDonald, Second Biondo to approve the agenda with the addition of electrical service upgrade, Interlochen Center for the Arts meeting, CSI fire hose bid and Wilson building discussion under new business. Carried. McDonald asked about the June 11, 2017 meeting minutes. Check to see if approved.

**Consent agenda**: Moved Kramer, Second Radtke to approve the consent agenda as presented. Roll call vote: West – Yes, McDonald – Yes, Schroeter – No,

Biondo – Yes, Kramer – Yes, Radtke – Yes. Carried.

**Reports**:

**Chief David Cutway: Green Lake Township Emergency Services**: Chief Cutway reviewed reports presented to the board. The new boat should be arriving within the week.

**Pat Thompson: Interlochen Public Library**: Mrs. Thompson reported the annual meeting will be on September 18, 2017, which will include a potluck dinner. The Interlochen Public Library is participating in Swing Shift of the Stars. Approximately 500 people attended the groundbreaking ceremony.

**Andy Marek: Grand Traverse County Road Commission**: Mr. Marek reported they are working on re-configuring South Airport Road at Logans Landing. The Grand Traverse County Road Commission is working on the 2018 budget and Mr. Marek asked if there were any projects for the Township to get the request in to them as soon as possible. Discussed Youker Road rumble strips. Discussed Diamond Park Road signage. County Road 633 repair is complete.

**Discussion**: Trustee Biondo asked that we ask our accountant Trent about

re-amortizing the Village paving fund balance and pay down the debt. At this point, there is $100,000.00 in the account.

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**Public comment:**

Joan Dewey, 5253 Bush Road, Interlochen, Michigan 49643. Mrs. Dewey stated she has concerns regarding a small section of Bush Road that is designated private. At this time, the Grand Traverse County Road Commission is not taking care of that section of road (plowing, brining, grading, etc.) She has contacted Jim Cook at the road commission and he stated he would like to work with Green Lake Township in getting that portion of roadway taken care of and deemed public since the public uses it as a cut through. Trees that were an issue on the west side of the road have been taken down by Cherryland Electric when they moved the electrical poles. Mrs. Dewey stated she would like to see this on a future agenda since it has been an ongoing problem for years. Mrs. Dewey is willing to help anyway she can to move this along. Attorney R. Edward Kuhn stated the road is considered a road by user and the road commission needs to recognize it as such. What needs to be done is to give the information to the drivers so they are aware of the situation so the road can be taken care of properly. The road commission records do not reflect that it is considered a road by user and the next step is to update their records. Andy Marek asked Supervisor Radtke to send him an email with all of the information pertaining to this matter and he will make sure this matter is put on the agenda for the next Grand Traverse County Road Commission meeting so it can be resolved.

Wade Adams, 5108 Orchestra Drive, Interlochen, Michigan 49643 would like to discuss the special assessment district for chemical treatment of Duck Lake with plant poisons and other poisons. He feels this program needs to be reviewed before the board signs any further contracts with PLM Lake & Land Management Corporation. Mr. Adams presented the board with documents from the Wisconsin Department of Natural Resources (Exhibit A). Mr. Adams would a committee formed that can supervise what PLM is doing. Mr. Adams contacted Fife Lake Township who has utilized PLM to treat for Eurasian water milfoil and they were not happy with the way they treated.

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**Public Comment continued**:

Mr. Adams asked the board to have a meeting to review the materials he presented before signing another contract with PLM.

Ruth Verhey, Torno Road, Interlochen, Michigan 49643. Ms. Verhey asked that the board listen to Mr. Adams, as he is very knowledgeable. She does not want to have to pay for something she believes is harmful to the lake and people.

**Correspondence**: NONE

**Unfinished business**:

**Fire Recovery Ordinance Follow up:**

Moved Kramer, Second Radtke to adopt Emergency Services Ordinance number 09112017.1 and attached Mitigation Rates exhibit A as presented with the removal on page 3 of the appeals process and change wording to Green Lake Township Emergency Services. Roll call vote: Schroeter – Yes, Biondo – Yes, McDonald – Yes, Kramer – Yes, West – Yes, Radtke – Yes. Carried.

**Charter Franchise Fees/PEG**:

Moved Kramer, Second Schroeter to continue Franchise and PEG agreement with Charter Communications at the same rate set in 2005 (5%) as presented. Roll call vote: Biondo – Yes, West – Yes, Kramer – Yes, Schroeter – Yes, McDonald – Yes, Radtke – Yes. Carried.

**Open public hearing for Bush Road Special Assessment District**:

Moved Radtke, Second Biondo to open Bush Road Special Assessment District public hearing at 6:55 p.m. Carried.

**Discussion**:

John Thomas, 5457 Bush Road, Interlochen, Michigan 49643 stated the survey shows entered into a purchase agreement for 5.93 acres of land. Is this measured from the centerline of the county road back into the property and is part of the 5.93 acres considered road right of way. The agreed upon price was $2,000.00 an acre. The 5.93 acres does include road right of way. 66 feet is the road right of way.

**Close public hearing for Bush Road Special Assessment District**:

Moved Radtke, Second Biondo to close Bush Road Special Assessment District public hearing at 7:01 p.m. Carried.

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**Action on public hearing:**

Moved Biondo, Second McDonald adopt resolution number 09112017.1 for Bush Road Sewage Special Assessment District No. 1 as presented correcting the total cost amount to $32,700.00. Roll call vote: Biondo – Yes, West – Yes,

Kramer – Yes, Schroeter – Yes, McDonald – Yes, Radtke – Yes. Carried.

Moved Biondo, Second McDonald to adopt resolution number 09112017.2 scheduling hearing on assessment roll for Bush Road Sewage Special Assessment District No. 1 as presented correcting the total amount to $32,700.00. Roll call vote: West – Yes, McDonald – Yes, Schroeter – Yes, Biondo – Yes, Kramer – Yes, Radtke – Yes. Carried.

**New business**:

**Sam’s Club Membership**: Moved Radtke, Second Schroeter to remove item from the agenda. Carried.

**Interlochen Public Library Grant Request**: Attorney Kuhn informed the board we should not use the term grant. The fundamental rule of local government powers is a very narrow one. If it does not say in a statue somewhere that you have the power to do something, you cannot do it as a township board. Attorney Kuhn looked into what authority the township board has about spending money on the library. He found under MCL # 41.416F a township board is authorized to purchase a site and building for a library or lease, construct, remodel, add to and maintain a building or space for the library. As long as the funds approved to go to the library are used to maintain a building for the library, the board has the authority to make that appropriation. You cannot call it a grant there is nothing that suggests you can just give money away that was unrelated to the cost of maintenance to the building. Attorney Kuhn feels the board can continue with assisting the library, it needs to be supported in a different way. Moved McDonald, Second West to approve contributing $6,000.00 to the Interlochen Public Library for the maintenance of their building space. Roll call vote: Schroeter – Yes, Biondo – Yes, McDonald – Yes, Kramer – Yes, West – Yes,

Radtke – Yes. Carried.

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**New business continued:**

**Interlochen Public Library legal description: Sherry West**

Trustee West was contacted by Mark Payne and asked if Green Lake Township would cover the cost of $490.50 incurred in obtaining a legal description on the property where the new library will be placed. Moved West, Second Biondo to authorize Green Lake Township to pay Gosling Czubak $490.50 for the legal description on the new library location. Roll call vote: Biondo – Yes, West – Yes, Kramer – Yes, Schroeter – Yes, McDonald – Yes, Radtke – Yes. Carried.

**Election Equipment**:

Clerk Kramer reported to the board the State of Michigan will be picking up the cost of three new tabulators and two handicap machines. Green Lake Township will be responsible for one extra tabulator and necessary supplies which total $5,148.14. Moved Biondo, Second West to approve the purchase of one tabulator and necessary supplies for a cost of $5,148.14. Roll call vote:

West – Yes, McDonald – Yes, Schroeter – Yes, Biondo – Yes, Kramer – Yes,

Radtke – Yes. Carried.

**Blair Township Emergency Services Contract**:

Moved Kramer, Second McDonald to postpone action on the Blair Township Emergency Services Contract allowing time to try and negotiate the contract with Blair Township and forward contract to Township Attorney R. Edward Kuhn for review. (Email each board member a copy of the current contract with Blair) Carried.

**Resignation let from Dennis Habedank**: Supervisor Radtke received a resignation letter from Zoning Administrator Dennis Habedank. Supervisor Radtke did talk with Mr. Habedank and he is willing to stay on working with Land Use Permits and Ordinance Enforcement until another Zoning Administrator can be hired. Moved McDonald, Second Schroeter to accept resignation letter caveat he agrees to continue to work for us on an ad hoc basis negotiated by the Supervisor and authorize Supervisor to advertise for the vacant position. Carried.

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**Electrical service bid**:

Supervisor Radtke reported we have been having vandalism at the park along with possible unlawful activity. This would allow the Township to run electric and place lighting at each baseball field and one light in the back of the property to help deter this type of behavior. The five lights will be dusk to dawn photocell LED lamps. The cost to do the work is $4,648.86. Moved Kramer, Second Biondo accept the electrical service bid in the amount of $4,648.86. Roll call vote:

West – No, McDonald – Yes, Schroeter – No, Biondo – No, Kramer – Yes,

Radtke – Yes. Carried.

**Interlochen Center for the Arts Zoning Amendments**:

Supervisor Radtke asked if the board is willing to meet in a workshop session to review the request from Interlochen Center for the Arts Zoning Amendment. Trustee Biondo would like to have a professional planner to meet with the board to bring us up to speed on where we are at and what the potential issues might be. We don’t want to hold them up. The board asked that the Supervisor set a meeting for September 25, 2017 at 4:00 p.m. and bring a planner in (preferably Leslie Sickterman) to help explain the amendment to the board.

**CSI Emergency Apparatus: New Fire Hose**:

Moved Biondo, Second Schroeter to purchase new fire hose from CSI Emergency Apparatus, LLC in the amount of $4,524.52. Roll call vote: Biondo – Yes,

West – Yes, Kramer – Yes, Schroeter – Yes, McDonald – Yes, Radtke – Yes. Carried.

**Wilson Building**:

It was brought to the attention of Clerk Kramer that the library would like to donate personal property items and physical property items that are located in the Wilson building prior to demolish. These are still considered Township property and Clerk Kramer feels board approval is needed before the library can proceed with this action. Moved Radtke, Second Biondo allow the library to remove any and all personal property and physical property of the Wilson building. Carried.

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**Public Comment:**

Pat Thompson, 3840 East Duck Lake Road, Grawn, Michigan 49637 wanted to say thank you for the $6,000.00. Asked the board to consider $9,000.00 for the future.

**Adjournment**: Moved Kramer, Second Radtke to adjourn at 7:44 p.m. Carried.

Respectfully submitted,

Judith L. Kramer

Green Lake Township Clerk